

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Rodgerick Booth**
Docket No. **274689**
L.C. No. **94-004055-01**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). A claim that the trial court lacked jurisdiction does not fall within MCR 6.502(G)(2) because it is neither an issue involving newly discovered evidence, nor does it involve a retroactive change in the law.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 19 2007
Date

Sandra Schultz Mengel
Chief Clerk